

**PUBLIC EMPLOYEES' RETIREMENT SYSTEM
BOARD OF ADMINISTRATION
2010 Legislative Year**

Status as of September 1, 2010

B - Other Bills

Bill Number Version	Author	Summary	Board Position	Status
AB 125* A-06/18/2009	De Leon	California Employee Savings Program (CESP) Establishes the California Employee Savings Program (CESP) to allow any Californian employed by a private or nonprofit employer to participate in an individual retirement plan developed and administered by CalPERS, if the required regulatory approvals are obtained and adequate funding through a state budget appropriation or a nonprofit or private entity is provided.	Neutral	08/27/2009-Senate Appropriations Committee; suspense file.
AB 192* A-08/20/2010	Gatto	Contracting Agency Liability for Excessive Compensation On and after January 1, 2011, requires the contracting agency from which a non-represented CalPERS member retires, or otherwise has his or her final compensation calculated, to pay that portion of the liability for creditable service performed for a prior contracting agency that exceeds 115 percent of the last salary paid by that agency, as adjusted for actuarially assumed salary increases.		08/23/2010-Senate Floor
AB 194 E-08/31/2010	Torrico	Payrate Limitation This bill would specify that, for the purpose of determining the retirement benefit payable to a member of a public retirement system first hired on or after January 1, 2011, the maximum salary shall not exceed 125 percent of the salary recommended by the California Citizen's Compensation Commission to be paid to the Governor. The bill would also provide for yearly adjustments to this amount based on the All Urban California Consumer Price Index.		08/31/2010-To enrollment.
AB 446* A-05/18/2009	Niello	Additional Retirement Service Credit (ARSC) Requires CalPERS to submit a copy of the ARSC section of the experience study currently being finalized to the legislature by February 1, 2010. The study provides information on the ARSC program from inception through June 30, 2007. If it cannot be submitted on time, an explanation for the delay and alternate timeline must be submitted.	Neutral	06/04/2009-Senate Rules Committee

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AB 977* A-06/01/2010	Skinner	Immunization Protocols for Pharmacists Creates a pilot project that will permit a pharmacist associated with an independent community pharmacy, as defined, to administer an influenza immunization pursuant to a standardized protocol developed by the Medical Board of California (MBC), in consultation with public health officers, to any person 18 years or older. This program will sunset on January 1, 2015.		07/02/2010- Failed Deadline
AB 1592 C-08/23/2010	Buchanan	State Employees: Ratification of MOUs Provides legislative ratification for memoranda of understanding between the administration and three state bargaining units: CDF Firefighters (BU 8); Physicians, Dentists, and Podiatrists (BU 16); and Health and Service Professionals (BU 19).		08/23/2010- Chaptered by the Secretary of State, Chapter 163, Statutes of 2010
AB 1602 E-08/31/2010	John A. Perez	California Patient Protection and Affordable Health Choices Act This bill would do the following: Enact the California Patient Protection and Affordable Care Act (contingent on the enactment of SB 900) which would create the California Health Benefit Exchange (the Exchange) ; Specify the powers and duties of the board governing the Exchange; Require the board to facilitate the purchase of qualified health plans through the Exchange by qualified individuals and qualified small employers by January 1, 2014; Create the California Health Trust Fund as a continuously appropriated fund; Impose various requirements on participating plans and insurers and, commencing January 1, 2014, on nonparticipating plans and insurers, as specified; Require that loans awarded under the bill be made from the California Health Facilities Authority Fund and would require repayment of the loan by a specified date.		08/25/2010- To enrollment.
AB 1609* A-08/10/2010	Blumenfield	2010-2011 Budget Act Makes appropriations for support of state government for the 2010-2011 fiscal year. This bill would declare that it is to take effect immediately as an urgency statute.		08/31/2010- Read third time. Urgency clause refused adoption. Motion to reconsider made by Assembly Member Charles Calderon.

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Bill Number Version	Author	Summary	Board Position	Status
AB 1651 E-08/30/2010	De La Torre	Furloughed School and Safety Employees: Service Credit and Final Compensation Last year legislation was enacted to guarantee that all state employees who are furloughed will receive the same amount of retirement service credit and final compensation he or she would have received absent the furlough. This bill would extend this same treatment to furloughed school employees who are employed by a county office of education, a school district, a school district that is a public agency, or a community college district, as well as local safety members employed by a contracting agency.	Support	08/23/2010- To enrollment.
AB 1764* A-03/10/2010	Portantino	State Employees: Executive Salary Freeze Prohibits state employees whose base salaries are greater than \$150,000 per year on or after the effective date of the bill from receiving a salary increase while employed in the same position or classification, and from receiving payment for overtime work. The bill would exempt persons whose compensation are governed by an operative memorandum of understanding, who have been exempted by executive order of the Governor, trial court employees or whose salaries are set pursuant to the California Constitution. This prohibition would be in effect until January 1, 2013.	Oppose, Unless Amended	06/04/2010- Failed Deadline
AB 1873 E-08/30/2010	Huffman	Property Assessed Clean Energy (PACE) Bonds Authorizes the CalPERS Board of Administration and other specified state agencies to purchase bonds issued to finance the installation of distributed generation renewable energy sources or energy or water efficiency improvements through local property assessed clean energy (PACE) programs.		08/20/2010- To enrollment.
AB 1913* A-04/22/2010	Davis	Emerging Investment Managers Requires CalPERS and CalSTRS to report annually to the Legislature on or before January 1, 2012, and until January 1, 2016, information regarding the ethnicity and gender of emerging investment managers who manage retirement fund assets and the ethnicity and gender of the owners of investment management firms with retirement fund management contracts. The bill would also require each board to develop and report plans and strategies to increase emerging investment manager participation in each fund's actively managed portfolio to ten percent.	Oppose, unless amended then support once amended	06/03/2010- Senate Rules Committee

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Bill Number Version	Author	Summary	Board Position	Status
AB 1919* A-08/18/2010	Davis	Emerging Investment Managers and Brokerage Firms Requires the CalPERS Board of Administration to annually report to the Legislature on the ethnicity and gender of its external investment managers and external firms that provide brokerage services. It would also require the Board to develop and include in the report plans and strategies to increase the participation of emerging investment managers and emerging brokerage firms, as defined.		08/19/2010- Senate Rules Committee
AB 1987 E-08/31/2010	Ma	Final Compensation Would provide, effective July 1, 2011, that any change in salary, compensation, or remuneration principally for the purpose of enhancing a member's benefits would not be included in the calculation of a member's final compensation for purposes of determining that member's defined benefit at any local public retirement system. It would also prohibit members of the public retirement systems that retire on or after January 1, 2012 from performing services for any employer covered by their retirement system until that person had been separated from service for at least 180 days The bill is only to take effect if SB 1425 passes. It also makes the necessary and conforming changes to retirement laws that apply to counties and cities.		08/31/2010- To enrollment.
AB 2170* A-04/27/2010	Lowenthal, Bonnie	Health Care Coverage: Prescriptions: Formularies Prohibits a health plan or a health insurer that covers prescription drug benefits and uses a formulary from increasing copayments, deductibles or coinsurances for prescription drugs for the length of the contract or policy.		06/04/2010- Failed Deadline
AB 2337* A-06/22/2010	Ammiano	Rent-Controlled Housing Divestment Requires all state and local public retirement systems in California to adopt a policy on or before June 30, 2011 that restricts real estate investments in companies that engage in predatory investment practices that result in excessive rent increases imposed upon, or the eviction or displacement of, persons residing in rent-regulated housing in order to generate profits, as specified.	Neutral	08/13/2010- Failed Deadline

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Bill Number Version	Author	Summary	Board Position	Status
AB 2341* I-02/19/2010	Huber	Public Employees' Retirement System Board Member Removal Would provide for the removal of a CalPERS Board Member who violates his or her fiduciary duties to the system, or is insolvent or otherwise unfit to administer the system. It would also provide that a board member's seat is vacant if the board member: 1) cannot be identified or does not exist; 2) resigns or is removed; 3) dies; or 4) files a petition for adjudication of bankruptcy, as specified. The bill would provide that these changes would take effect only when submitted to and approved by the voters at a statewide election.		04/23/2010- Failed Deadline
AB 2510 E-08/25/2010	Fletcher	Public Employees' Retirement: Contracting Agencies: Postretirement Health Coverage Would allow the City of San Diego to establish a vesting requirement for post-retirement health benefits for employees who are either of the following: 1) members of the San Diego Police Officers Association; 2) unclassified or unrepresented employees of the City of San Diego; and who have at least 10 years of service credit. This would take effect for employees retiring on or after the effective date of the memorandum of understanding authorizing this benefit.	Neutral	08/25/2010- To enrollment.
AB 2578* A-08/17/2010	Jones	Health Care Coverage: Rate Approval Requires health care service plans licensed by the Department of Managed Health Care (DMHC) and health insurers certificated by the California Department of Insurance (CDI), effective January 1, 2012, to apply for prior approval of proposed rate increases, under specified conditions, and imposes on DMHC and CDI specific rate review criteria, timelines and hearing requirements. It would also allow each department to assess a charge in connection with its costs associated with a rate application.		08/31/2010- Senate Third Reading; passage refused.
AB 2586* A-04/28/2010	Chesbro	Health Care Coverage: Network Modification This bill requires the Department of Managed Health Care (DMHC) and the California Department of Insurance (CDI) to review network adequacy, geographic accessibility, and physician-to-patient ratio standards.		06/04/2010- Failed Deadline

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Bill Number Version	Author	Summary	Board Position	Status
AB 2608* I-02/19/2010	Chesbro	Rural Health Care Equity Program Extension Would extend the Rural Health Care Equity Program until January 1, 2012, and would extend the benefits to all state employees and annuitants living in rural areas. It would also delete the provision regarding the disposition of any moneys remaining in a program account on the date the program is terminated.		06/04/2010- Failed Deadline
SB 484* A-05/12/2009	Wright	Health: Ephedrine and Pseudoephedrine Requires products containing ephedrine, pseudoephedrine, and related drugs to be dispensed only with a prescription.		08/13/2010- Failed Deadline
SB 810* A-01/13/2010	Leno	Universal Coverage: Single-Payer System Makes all California residents eligible for specified health care benefits under the newly created California Healthcare System, which would, on a single-payer basis, negotiate for or set fees for health care services provided through the system and pay claims for those services. Prohibits the issuance of health plan contracts for services covered by the system. Creates the California Healthcare Premium Commission (the Commission) to determine the cost of the California Healthcare System and develop a premium structure. Requires the Commission to recommend a premium structure to the Governor and Legislature on or before January 1, 2011, and to make a draft recommendation to the Governor, the Legislature and the public 90 days before submitting its final premium structure recommendation. Requires that the system be operative within two years of the Secretary of Health and Human Services notifying the Legislature that sufficient funds exist.		08/23/2010- Assembly Rule 69(d) suspended.
SB 846 C-08/23/2010	Correa	State Employees: Ratification of MOUs Ratifies the provisions of the memoranda of understanding (MOU) between the state and the following three state bargaining units: Highway Patrol (BU 5); Craft and Maintenance (BU 12); and Psychiatric Technicians (BU 18).		08/23/2010- Chaptered by the Secretary of State, Chapter 162, Statutes of 2010.
SB 874 A-06/09/2010	Ducheny	2010-2011 Budget Act Makes appropriations for support of state government for the 2010-2011 fiscal year. This bill would declare that it is to take effect immediately as an urgency statute.		06/09/2010- Senate Budget and Fiscal Review Committee

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Bill Number Version	Author	Summary	Board Position	Status
SB 919*	Hollingsworth	Pension Reform		06/14/2010- Senate Public Employment and Retirement Committee
A-04/21/2010		Would make several changes to public employee benefits under the PERL and PEMCHA. The following changes would be made to retirement benefits administered to those employees hired after the effective date of the bill: 1) reduce the retirement formula of all State plans; 2) reclassify positions given state safety under SB 183 back to miscellaneous/industrial; 3) change the final compensation calculation from 1 year to 3 years for those BU's and unrepresented positions that have yet to move to 3 year final comp; 4) require 25 years of service in order to fully vest for retiree health care benefits; 5) reduce the employer contribution toward annuitant health care from the 100/90 formula to match what active employees receive. The bill would also require current and active employees to pay contributions on his or her entire salary. Other changes under PEMCHA would: 1) define the "board" as another entity of the state, and 2) allow a contracting agency through collective bargaining to provide different levels of employer contributions for active employees.		
SB 922*	Ashburn	PEMHCA: Employer Contributions - Placer County		06/04/2010- Failed Deadline
I-02/01/2010		Declares the intent of the legislature to enact legislation that would enable Placer County, through collective bargaining and by MOU, to allow employer health contributions for employees first hired on or after the effective date of the MOU, to be different from employer contributions for current employees and retirees.		
SB 1007	Hancock	Board Campaign Contributions Reporting	Support	08/19/2010- To enrollment.
E-08/23/2010		Requires candidates for the CalPERS and CalSTRS Boards to file campaign reports in generally the same manner and frequency as candidates for other state offices and extends existing campaign contribution limits to them as well. Committees formed or existing primarily to support or oppose those candidates would also be similarly affected. This bill also authorizes the Fair Political Practices Commission (FPPC) to adopt regulations to tailor these reporting requirements to be consistent with the Political Reform Act (PRA).		

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Bill Number Version	Author	Summary	Board Position	Status
SB 1088 E-08/30/2010	Price	Dependent Health Coverage Prohibits the limiting age for dependent children covered by health care service plan contracts and individual and group health insurance policies, from being less than 26 years of age, with respect to plan or policy years beginning on or after September 23, 2010, except for certain group contracts and policies for plan or policy years beginning before January 1, 2014, as specified. The bill would require plans and insurers to provide certain dependents who have lost or been denied coverage that they are eligible an opportunity to enroll, as specified.		08/25/2010- To enrollment.
SB 1209* A-04/15/2010	Romero	Retired School Member Death Benefits Current law requires a \$2000 death benefit be paid to the designated beneficiary of a retired school member, with the additional employer contributions required to fund this benefit to be computed as a level percentage of member compensation. This bill would increase that payment for the designated beneficiary of a retired school member of \$4000 for deaths occurring on or after January 1, 2011 and before January 1, 2012; \$4500 for deaths occurring on or after January 1, 2012 and before January 1, 2013; and \$5000 for deaths occurring on or after January 1, 2013 and before April 1, 2014 with that amount adjusted annually thereafter.	Neutral, if Amended	04/23/2010- Failed Deadline
SB 1262* I-02/19/2010	Aanestad	High Deductible Health Plans: Health Savings Account Would require the CalPERS Board to offer a high-deductible health plan and a Health Savings Account (HSA) option to public employees and annuitants. It would also establish a trust fund called the Public Employees' Health Savings Fund, in order to cover costs for public employees and annuitants enrolled in the high deductible plan and participating in the HSA.		04/23/2010- Failed Deadline
SB 1271 E-08/31/2010	Romero	Conflict of Interest Reporting Would require a board, agency or commission of a public pension or retirement system to attach an appendix that lists each position for which an individual occupying that position is required to file a statement of economic interests to its conflict of interest code. This information must also be posted on its website.		08/26/2010- To enrollment.

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SB 1425	Simitian	Final Compensation	Support	08/31/2010- To enrollment.
E-08/31/2010		Would provide, effective July 1, 2011, that any change in salary, compensation, or remuneration principally for the purpose of enhancing a CalPERS or CalSTRS member's benefits would not be included in the calculation of a member's final compensation for purposes of determining that member's defined benefit. It would also prohibit members of the public retirement systems that retire on or after January 1, 2012 from performing services for any employer covered by their retirement system until that person had been separated from service for at least 180 days. It also makes the necessary conforming changes in the Public Employees' Retirement Law. This bill is only to take effect if AB 1987 passes.		
SCR 113*	Cedillo	Arizona Economic Boycott		06/22/2010- Senate Rules Committee
I-06/22/2010		Among other things, urges the California Public Employees Retirement System and the California State Teachers Retirement System to cease making new investments in Arizona until Arizona Senate Bill 1070 and House Bill 2162, relating to illegal immigration, are repealed.		
SJR 30	Kehoe	457(b) Plans	Support	08/20/2010- Chaptered by the Secretary of State, Resolution Chapter No. 99, Statutes of 2010
C-08/20/2010		Urges the Congress and the President to enact legislation to allow participants in 457(b) deferred compensation plans the option to treat their elective deferrals as designated Roth contributions. It also urges Congress and the President to create parity among all workers by providing 457(b) plan participants with savings choices similar to those given to participants planning for retirement under the Economic Growth and Tax Reconciliation Act of 2001 and the federal government's Thrift Savings Plan.		

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